

// A regular meeting of the Council of the City of Lynchburg was held on the 24th day of May, 2005, at 5:00 P.M. in the Council Chamber, City Hall, Carl B. Hutcherson, Jr., President, presiding. Council Member Johnson gave the Invocation. The Pledge of Allegiance was led by the Police Officer in attendance. The following Members were present:

Present: Dodson, Foster, Gillette, Helgeson, Johnson, Seiffert, Hutcherson 7

Absent: 0

// Copies of the minutes of the May 10, 2005 meeting, having been previously furnished Council, reading was dispensed with. Mayor Hutcherson informed that Council Member Seiffert asked that "some" be added in front of agencies on the bottom of page 020 to reflect that he would be "...voting against donations to some agencies." On motion of Council Member Helgeson, seconded by Council Member Seiffert, Council by the following recorded vote approved the minutes as amended:

Ayes: Dodson, Foster, Gillette, Helgeson, Johnson, Seiffert, Hutcherson 7

Noes: 0

// In the matter of Police - General, Resolution #R-05-045 amending the FY 2005 City/Federal/State Aid Fund and appropriating \$100,000, fully reimbursable, for the Project Safe Neighborhoods Grant Program, laid over from the May 10, 2005 meeting, was again presented and read, and on motion of Council Member Helgeson, seconded by Council Member Seiffert, Council by the following recorded vote adopted the Resolution:

Ayes: Dodson, Foster, Gillette, Helgeson, Johnson, Seiffert, Hutcherson 7

Noes: 0

// In the matter of FY2005 Budget, Ordinance #O-05-051 amending the FY 2005 Budgets and appropriating funds to implement revenue, expenditure and transfer adjustments for the General Fund Operating Budget, the City/Federal/State Aid Fund, the E-911 Special Revenue Fund, the Fleet Services Fund, The City Capital Projects Fund, the School Operating Fund, the Schools Capital Projects Fund, the Comprehensive Services Act Fund, the Self-Insurance Fund, the Regional Detention Center Fund, the Solid Waste Fund, the Water Fund, and the Sewer Fund, laid over from the May 10, 2005 meeting, was again presented and read, and on motion of Council Member Helgeson, seconded by Council Member Seiffert, Council by the following recorded vote adopted the Ordinance:

Ayes: Dodson, Foster, Gillette, Helgeson, Johnson, Seiffert, Hutcherson 7

Noes: 0

// In the matter of Police - General, City Council Report #4 was considered. On motion of Council Member Helgeson, seconded by Council Member Seiffert, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-05-066, as presented, amending the FY 2005 City/Federal/State Aid Fund and appropriating \$56,833 for the technology improvement programs for the Police Department:

Ayes: Dodson, Foster, Gillette, Helgeson, Johnson, Seiffert, Hutcherson 7

Noes: 0

// In the matter of Police - General, City Council Report #5 was considered. On motion of Council Member Helgeson, seconded by Council Member Seiffert, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-05-067, as presented, amending the FY 2005 City/Federal/State Aid Fund budget and appropriating \$71,849 for funding of State Homeland Security training for the City of Lynchburg and first responder equipment for Public Works:

Ayes: Dodson, Foster, Gillette, Helgeson, Johnson, Seiffert, Hutcherson

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Noes:

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// In the matter of Schools - General, a second public hearing was held to receive the views and/or nominations of the citizens of Lynchburg concerning Council's appointments or re-appointments for three positions on the Lynchburg School Board, one from each school district. Mayor Hutcherson announced that one additional name has been received since the May 10 public hearing: District 1: Scott Glass. There was no one present who wished to speak to this item. Mayor Hutcherson announced that appointments to the School Board would be made in June.

// In the matter of Community Planning - General, City Council Report #7 was considered. On motion of Council Member Gillette, seconded by Council Member Johnson, Council by the following recorded vote adopted Resolution #R-05-068, as presented, approving the dedication of a public street off Jefferson Ridge Parkway, and naming the new street "Lynchpin Lane":

Ayes: Dodson, Foster, Gillette, Helgeson, Johnson, Seiffert, Hutcherson

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Noes:

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// In the matter of FY2006 Budget/CIP, Mayor Hutcherson informed that Agenda Items #8 - #19 are the second readings on the FY2006 Budget and FY2006-2010 Capital Improvement Program. Council Member Gillette reiterated the statement he made at the May 10 Council meeting regarding his relationship with Centra Health and his participation in the adoption of the City's Budget. Budget Ordinance #O-05-054 adopting the FY 2006 Proposed General Fund Operating Budget (excluding Contributory Agency expenditures) and appropriating \$150,578,233 for this budget, laid over from the May 10, 2005 meeting, was again presented and read, and on motion of Vice Mayor Foster, seconded by Council Member Gillette, Council by the following recorded vote adopted the Ordinance:

Ayes: Dodson, Foster, Gillette, Johnson, Seiffert, Hutcherson

6

Noes: Helgeson

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// In the matter of FY2006 Budget/CIP, Budget Ordinance #O-05-055 adopting the FY 2006 Mandated and Contractual Contributory Agencies Budget and appropriating \$5,257,404 for this budget, laid over from the May 10, 2005 meeting, was again presented and read, and on motion of Council Member Gillette, seconded by Council Member Seiffert, Council by the following recorded vote adopted the Ordinance:

Ayes: Dodson, Foster, Gillette, Helgeson, Johnson, Seiffert, Hutcherson

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Noes:

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// In the matter of FY2006 Budget/CIP, Budget Ordinance #O-05-056 adopting the FY 2006 Central Virginia Area Agency on Aging Budget and appropriating \$15,000 for this budget, laid over from the May

10, 2005 meeting, was again presented and read, and on motion of Vice Mayor Foster, seconded by Council Member Dodson, Council by the following recorded vote adopted the Ordinance:

Ayes: Dodson, Foster, Gillette, Johnson, Hutcherson 5

Noes: Helgeson, Seiffert 2

// In the matter of FY2006 Budget/CIP, Budget Ordinance #O-05-057 adopting the FY 2006 Central Virginia Community College Board and Related Operations Budget and appropriating \$2,032 for this budget, laid over from the May 10, 2005 meeting, was again presented and read, and on motion of Council Member Johnson, seconded by Council Member Dodson, Council by the following recorded vote adopted the Ordinance:

Ayes: Dodson, Foster, Gillette, Johnson, Seiffert, Hutcherson 6

Noes: Helgeson 1

// In the matter of FY2006 Budget/CIP, Budget Ordinance #O-05-058 adopting the FY 2006 Court Appointed Special Advocate Budget and appropriating \$10,557 for this budget, laid over from the May 10, 2005 meeting, was again presented and read, and on motion of Vice Mayor Foster, seconded by Council Member Johnson, Council by the following recorded vote adopted the Ordinance:

Ayes: Dodson, Foster, Gillette, Helgeson, Johnson, Seiffert, Hutcherson 7

Noes: 0

// In the matter of FY2006 Budget/CIP, Budget Ordinance #O-05-059 adopting the FY 2006 Greater Lynchburg Transit Company Budget and appropriating \$749,293 for this budget, laid over from the May 10, 2005 meeting, was again presented and read, and on motion of Council Member Dodson, seconded by Council Member Johnson, Council by the following recorded vote adopted the Resolution:

Ayes: Dodson, Foster, Gillette, Johnson, Seiffert, Hutcherson 6

Noes: Helgeson 1

// In the matter of FY2006 Budget/CIP, Budget Ordinance #O-05-060 adopting the FY 2006 Region 2000 Economic Development Partnership Budget and appropriating \$65,269 for this budget, laid over from the May 10, 2005 meeting, was again presented and read, and on motion of Council Member Gillette, seconded by Council Member Johnson, Council by the following recorded vote adopted the Ordinance:

Ayes: Dodson, Foster, Gillette, Johnson, Seiffert, Hutcherson 6

Noes: Helgeson 1

// In the matter of FY2006 Budget/CIP, Budget Ordinance #O-05-061 adopting the FY 2006 Robert E. Lee Soil & Water Conservation District Budget and appropriating \$10,000 for this budget, laid over from the May 10, 2005 meeting, was again presented and read, and on motion of Council Member Johnson, seconded by Council Member Seiffert, Council by the following recorded vote adopted the Ordinance:

Ayes: Dodson, Foster, Gillette, Helgeson, Johnson, Seiffert, Hutcherson 7

Noes: 0

// In the matter of FY2006 Budget/CIP, Budget Ordinance #O-05-062 adopting the FY 2006 Virginia Legal Aid Society Budget and appropriating \$10,000 for this budget, laid over from the May 10, 2005 meeting,

was again presented and read, and on motion of Vice Mayor Foster, seconded by Council Member Gillette, Council by the following recorded vote adopted the Ordinance:

Ayes: Dodson, Foster, Gillette, Johnson, Hutcherson 5

Noes: Helgeson, Seiffert 2

// In the matter of FY2006 Budget/CIP, Budget Ordinance #O-05-063 adopting all other FY 2006 Proposed Operating Fund Budgets and appropriating the sums for each fund, laid over from the May 10, 2005 meeting, was again presented and read, and on motion of Council Member Gillette, seconded by Council Member Johnson, Council by the following recorded vote adopted the Ordinance:

Ayes: Dodson, Foster, Gillette, Johnson, Seiffert, Hutcherson 6

Noes: Helgeson 1

// In the matter of FY2006 Budget/CIP, Ordinance #O-05-064 adopting the FY 2006-2010 Capital Improvement Program, laid over from the May 10, 2005 meeting, was again presented and read, and on motion of Council Member Seiffert, seconded by Council Member Johnson, Council by the following recorded vote adopted the Ordinance:

Ayes: Dodson, Foster, Gillette, Johnson, Seiffert, Hutcherson 6

Noes: Helgeson 1

// In the matter of FY2006 Budget/CIP, Ordinance #O-05-065 adopting the FY 2006 Capital Budget and appropriating \$16,634,796 for the City Capital Projects Fund; \$7,158,720 for the Schools Capital Projects Fund; \$300,000 for the Airport Capital Projects Fund; \$3,386,000 for the Water Capital Projects Fund; and \$9,650,000 for the Sewer Capital Projects Fund, laid over from the May 10, 2005 meeting, was again presented and read, and on motion of Council Member Johnson, seconded by Council Member Dodson, Council by the following recorded vote adopted the Ordinance:

Ayes: Dodson, Foster, Gillette, Johnson, Seiffert, Hutcherson 6

Noes: Helgeson 1

// On motion of Council Member Seiffert, seconded by Council Member Johnson, Council by the following recorded vote elected to hold a closed meeting to consider appointments to Council-appointed Boards and Commissions and to consider acquisition of real property for a public purpose because discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the City pursuant to Section 2.2-3711(A)(1) and (3), respectively, of the Code of Virginia, 1950, as amended:

Ayes: Dodson, Foster, Gillette, Helgeson, Johnson, Seiffert, Hutcherson 7

Noes: 0

// The meeting was re-opened to the public.

// Council Member Helgeson made the following motion:

WHEREAS, the Council of the City of Lynchburg has convened a closed meeting on this date, pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by City Council that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Lynchburg certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by Council.

The Motion was seconded by Council Member Johnson, and Council by the following recorded vote adopted the motion:

Ayes: Dodson, Foster, Gillette, Helgeson, Johnson, Seiffert, Hutcherson 7

Noes: 0

// The meeting was recessed at 6:13 P.M. to June 6, at 4:00 P.M., Third Floor Conference Room, City Hall, to conduct interviews with School Board candidates.

Clerk of Council